

JS-6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

FEDERICO GUTIERREZ, an
individual; ELIZABETH B.
GUTIERREZ, an individual,

Plaintiffs,

vs.

WELLS FARGO BANK, N.A., a
National Association; HSBC BANK
USA, a New York Corporation; FIRST
AMERICAN LOANSTAR SERVICES,
LLC, a Texas Limited Liability
Company, and DOES 1-10, inclusive,

Defendants.

Case No.: CV10-1355-R (CWx)
Hon. Manuel L. Real
Ct. 8 - Spring St.

JUDGMENT OF DISMISSAL

Date: July 12, 2010
Time: 10:00 a.m.
Ct. 8

The motions of Defendants WELLS FARGO BANK, N.A., HSBC BANK
USA, NATIONAL ASSOCIATION as Trustee for Wells Fargo Asset Securities
Corporation, Mortgage Pass-Through Certificates, Series 2007-10 (erroneously
sued as HSBC Bank USA), and FIRST AMERICAN LOANSTAR TRUSTEE
SERVICES, LLC (collectively "Defendants") to dismiss the complaint of Plaintiffs
FEDERICO GUTIERREZ and ELIZABETH B. GUTIERREZ pursuant to Federal

1 Rule of Civil Procedure 12(b)(6) and 12(e) for failure to state a claim upon which
2 relief can be granted came on regularly for hearing on July 12, 2010, at 8:30 a.m. in
3 Courtroom 8. The Court having read and considered the moving papers and any
4 opposition thereto, and having heard argument from the parties, granted
5 Defendants' motions to dismiss Plaintiffs' complaint without prejudice.

6 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that
7 Plaintiffs' claims against Defendants WELLS FARGO BANK, N.A., HSBC
8 BANK USA, NATIONAL ASSOCIATION as Trustee for Wells Fargo Asset
9 Securities Corporation, Mortgage Pass-Through Certificates, Series 2007-10, and
10 FIRST AMERICAN LOANSTAR TRUSTEE SERVICES, LLC are dismissed
11 without prejudice. Plaintiffs are to recover nothing from WELLS FARGO BANK,
12 N.A., HSBC BANK USA, NATIONAL ASSOCIATION as Trustee for Wells
13 Fargo Asset Securities Corporation, Mortgage Pass-Through Certificates, Series
14 2007-10, and FIRST AMERICAN LOANSTAR TRUSTEE SERVICES, LLC.

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17 DATED: September 27, 2010



HONORABLE MANUEL L. REAL
UNITED STATES DISTRICT COURT
JUDGE